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16 **UNITED STATES DISTRICT COURT**

17 **DISTRICT OF NEVADA**

18 BOARD OF TRUSTEES OF THE
19 TEAMSTERS LOCAL 631 SECURITY
20 FUND FOR SOUTHERN NEVADA; BOARD
21 OF TRUSTEES OF THE TEAMSTERS
22 CONVENTION INDUSTRY TRAINING
23 FUND,
24

25 Plaintiffs,

26 vs.

27 LIGHTNING EXHIBITS, LLC, a Florida
28 corporation; TAMMY L. LASLEY, an
individual,

Defendant.

Case No. 2:16-cv-03032-JAD-PAL

**STIPULATION AND ORDER TO
EXTEND DISPOSITIVE MOTION
CUTOFF**

SECOND REQUEST

29 Plaintiffs, the Board of Trustees of the Teamsters Local 631 Security Fund for Southern
30 Nevada and the Board of Trustees of the Teamsters Convention Industry Training Fund
31 (collectively “Trust Funds”), by and through their counsel of record, Brownstein Hyatt Farber
32 Schreck, LLP and Defendants, Lightning Exhibits, LLC and Tammy L. Lasley (collectively
33 “Defendants”), by and through their counsel of record, Ogletree, Deakins, Nash, Smoak &
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1 Stewart, P.C., hereby stipulate and agree that the discovery cutoff deadline in the Scheduling
2 Order (ECF No. 20) be extended by fourteen days (14) from November 13, 2017, to November
3 27, 2017, and the dispositive motion deadline be extended sixty (60) days from December 13,
4 2017, to February 12, 2018. This is the second request to extend the discovery deadlines.

5 **A. DISCOVERY COMPLETED:**

- 6 1. 3/23/2017 Trust Funds' Initial Disclosures and Witness List.
- 7 2. 4/13/2017 Defendants' Initial Disclosures and Witness List.
- 8 3. 4/21/2017 Trust Funds' First Set of Admissions to Tammy Lasley.
- 9 4. 4/21/2017 Trust Funds' First Set of Interrogatories to Tammy Lasley.
- 10 5. 4/21/2017 Trust Funds' First Set of Requests for Production to Tammy Lasley.
- 11 6. 4/21/2017 Trust Funds' First Set of Interrogatories to Lightning Exhibits, LLC.
- 12 7. 4/21/2017 Trust Funds' First Set of Requests for Production to Lightning Exhibits, LLC.
- 13 8. 6/16/2017 Tammy Lasley's Response to Trust Funds' First Set of Admissions.
- 14 9. 6/16/2017 Tammy Lasley's Response to Trust Funds' First Set of Interrogatories.
- 15 10. 6/16/2017 Tammy Lasley's Response to Trust Funds' First Set of Requests for Production.
- 16 11. 6/16/2017 Lightning Exhibits, LLC's Response to First Set of Interrogatories.
- 17 12. 6/16/2017 Lightning Exhibits, LLC's Response to First Set of Requests for Production.
- 18 13. 6/16/2017 Defendants' First Supplemental to Initial Disclosures.
- 19 14. 6/23/2017 Trust Funds' Notice of Taking Deposition of Tammy Lasley.
- 20 15. 6/23/2017 Trust Funds' Notice of Taking Deposition of Lightning Exhibits, LLC.
- 21 16. 7/10/2017 Trust Funds' Notice of Subpoena Deposition of Brian Lasley.
- 22 17. 7/10/2017 Trust Funds' Notice of Subpoena Deposition of Michael Lasley.
- 23 18. 7/10/2017 Trust Funds' Notice of Subpoena Deposition of Frank Lasley, Sr.
- 24 19. 7/17/2017 Tammy Lasley's Supplemental Response to Trust Funds' First Set of Admissions.
- 25 20. 7/17/2017 Tammy Lasley's Supplemental Response to Trust Funds' First Set of Interrogatories.

- 1 21. 7/17/2017 Lightning Exhibits, LLC's Supplemental Responses to First Set of
2 Interrogatories.
- 3 22. 7/17/2017 Defendants Second Supplement to Initial Disclosures.
- 4 23. 9/26/2017 Trust Funds' Third Supplemental Disclosure.
- 5 24. 9/26/2017 Trust Funds' Deposition of Tammy Lasley.
- 6 25. 9/26/2017 Trust Funds' Deposition of Lightning Exhibits, LLC.
- 7 26. 9/26/2017 Trust Funds' Deposition of Brian Lasley.
- 8 27. 9/26/2017 Trust Funds' Deposition of Alyssa Carnegie.
- 9 28. 9/27/2017 Trust Funds' Deposition of Frank C. Lasley, Jr.
- 10 29. 9/27/2017 Trust Funds' Deposition of Steven Rosa.
- 11 30. 10/6/2017 Trust Funds' Second Set of Requests for Production to Tammy Lasley.
- 12 31. 10/6/2017 Trust Funds' Second Set of Requests for Production to Lightning
13 Exhibits, LLC.
- 14 32. 10/12/2017 Defendants' First Set of Interrogatories to the Board of Trustees of the
15 Teamsters Local 631 Security Fund for Southern Nevada.
- 16 33. 10/12/2017 Defendants' First Set of Interrogatories to the Board of Trustees of the
17 Teamsters Convention Industry Training Fund.
- 18 34. 10/12/2017 Defendants' First Set of Requests for Production to Board of Trustees
19 of the Teamsters 631 Security Fund for Southern Nevada
- 20 35. 10/12/2017 Defendants' First Set of Requests for Production to the Board of
21 Trustees of the Teamsters Convention Industry Training Fund.
- 22 36. 10/20/2017 Trust Funds' Fourth Supplemental Disclosure.
- 23 37. 11/6/2017 Defendants' Third Supplemental Disclosure.
- 24 38. 11/6/2017 Tammy Lasley's Responses to Second Set of Requests for Production.
- 25 39. 11/6/2017 Lightning Exhibits, LLC's Responses to Second Set of Requests for
26 Production.
- 27 40. 11/7/2017 Trust Funds' Deposition of Frank Lasley, Sr.

28 **B. DISCOVERY THAT NEEDS TO BE COMPLETED:**

- 29 1. Trust Fund's Responses to Defendants' First Set of Interrogatories to the Board of
30 Trustees of the Teamsters Local 631 Security Fund for Southern Nevada.
- 31 2. Trust Fund's Responses to Defendants' First Set of Interrogatories to the Board of
32 Trustees of the Teamsters Convention Industry Training Fund.

- 1 3. Trust Fund's Responses to Defendants' First Set of Requests for Production to
 Board of Trustees of the Teamsters 631 Security Fund for Southern Nevada
- 2 4. Trust Fund's Responses to Defendants' First Set of Requests for Production to the
 Board of Trustees of the Teamsters Convention Industry Training Fund.
- 3

4 **C. REASON DISCOVERY WAS NOT COMPLETED:**

5 The parties have been diligently attempting to conduct discovery, as demonstrated above.
 However, the deposition of Frank Lasley, Sr., was recently conducted and the parties will not
 have the deposition transcript until near the dispositive motion deadline. Moreover, both parties'
 counsel have very busy professional schedules over the holiday season, and would like to extend
 each other the professional courtesy of the extension in an effort to permit each other to spend
 time with their families during the upcoming holidays.

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7 The parties have also began to engage in settlement discussions, and the extension to
 dispositive motion deadline will enable to the parties to explore the possibility of settlement more
 thoroughly. Lastly, the parties agree that with the pending request of extending the dispositive
 motion deadline, no prejudice will occur if the discovery cutoff deadline is extended by fourteen
 days to give the ability to all parties to ensure all relevant disclosures have been made and all
 responses to requests for written discovery have been submitted.

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9 The request for an extension to the dispositive motion deadline is being made prior to
 twenty-one (21) days before the subject deadline. However, the parties acknowledge that the
 request for the extension of the discovery cutoff is not. The parties submit that good cause exists
 here to permit all parties to ensure that relevant disclosures are made and provide responses to
 outstanding discovery requests, especially if the dispositive motion deadline is extended until
 February 2018.

10 **D. CURRENT DISCOVERY SCHEDULE:**

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|---|-------------------|
| 11 1. Discovery Cutoff: | November 13, 2017 |
| 12 2. Dispositive Motion Deadline | December 13, 2017 |
| 13 3. Pretrial Order Deadline: | January 12, 2018 |

E. PROPOSED DISCOVERY SCHEDULE:

1. Discovery Cutoff: November 27, 2017
 2. New Disposition Motion Deadline: February 9, 2018
 3. New Pretrial Order Deadline: March 14, 2018
 4. In the event dispositive motion(s) are filed, the date for filing the joint pretrial order shall be suspended until 30 days after the Court enters a ruling on the dispositive motions, or otherwise by further order of the Court.

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1 This is the parties' second request for an extension of the discovery deadline dates. The
2 requested extension is not made to delay this matter, but made in the hopes of facilitating a
3 resolution. Based upon the foregoing, the parties believe there is good cause for the requested
4 extension.

5 BROWNSTEIN HYATT FARBER
6 SCHRECK, LLP

7 /s/ Christopher M. Humes

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19 Dated: November 13, 2017

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

/s/ Erica J. Chee

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Lightning Exhibits, LLC and Tammy L. Lasley

Dated: November 13, 2017

ORDER

IT IS SO ORDERED.

Terry A. See
UNITED STATES DISTRICT/MAGISTRATE JUDGE
CASE NO. 2:16-cv-03032-JAD-PAL
DATED: November 28, 2017